

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 29 2005

Returned to applicant for correction _____

Corrected application filed _____

Map filed Jan 19 1979 under 36511

The applicant **Douglas County** hereby makes application for permission to change the **Point of Diversion & Place of Use of a portion** of water heretofore appropriated under **Permit 65865**.

1. The source of water is **An Underground Source**
2. The amount of water to be changed **0.056 cfs (12.60 afa / 4.106 mg)**.
3. The water to be used for **Quasi-Municipal (No Change)**.
4. The water heretofore permitted for **Quasi-Municipal**.
5. The water is to be diverted at the following point **within the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 18, Township 12 North, Range 21 East, M.D.B.&M.; at a point from which the SW corner of said Section 18 bears S 36° 41' 20" W, a distance of 124.70 feet. (Fairgrounds well)**.
6. The existing permitted point of diversion is located within the **NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 32, Township 14 North, Range 20 East, M.D.B.&M., at a point from which the NE corner of said Section 32 bears N 32° 11' 32" E, a distance of 4640.30 feet. (Heybourne well)**.
7. Proposed place of use **See attached Exhibit "A". See also map on file with the State DWR under Permit 35416**
8. Existing place of use **See attached Exhibit "A". See also map on file with the State DWR under Permit 63817-T.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works
12. Estimated cost of works **Unknown.**
13. Estimated time required to construct works **Completed: Drilled 12-inch gravel packed well, 380-foot depth with 50-foot sanitary seal, 15 hp – 3 phase Franklin submersible motor, Red Jacket submersible pump, McCrometer 4-inch totalizing flowmeter, model no. MC 78 4 252 (flowmeter installed in late June 1988 by Ron Chamness, per memo in 36511 file), and distribution sytem.**
14. Estimated time required to complete the application of water to beneficial use **8 – 10 years.**

15. Remarks: See attached Exhibit "B".

By s/ Carl Ruschmeyer
Carl Ruschmeyer
PO Box 218
Minden, NV 89423

Compared gkl/sam lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 65865 is issued subject to the terms and conditions imposed in said Permit 65865 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

The issuance of Permit 73190 reduces the total combined duty of Permits 65865 and 65866 to 203.35 acre-feet annually.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.056 cubic feet per second, but not to exceed 12.60 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 29, 2006

Proof of completion of work shall be filed on or before:

October 29, 2006

Water must be placed to beneficial use on or before:

September 29, 2009

Proof of the application of water to beneficial use shall be filed on or before:

October 29, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of April, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____

EXHIBIT "A"

Permit 65865

Proposed Place of Use: The NW 1/4 of the SW 1/4 of Section 18, the NE 1/4 of the SW 1/4 of Section 18, the SW 1/4 of the NW 1/4 of Section 18, the SE 1/4 of the NW 1/4 of Section 18, the W 1/2 of the SW 1/4 of the NE 1/4 of Section 18, Township 12 North, Range 21 East, M. D. B. & M.

See also map on file with State DWR under Permit 35416.

Existing Place of Use: The S 1/2 of the SE 1/4 of Section 20, the S 1/2 of the SW 1/4 of Section 21, the SW 1/4 of the SE 1/4 of Section 21, the SW 1/4 of Section 26, the SE 1/4 of Section 27, the W 1/2 of the SW 1/4 of Section 27, a portion of the SE 1/4 of the SW 1/4 of Section 27, all of Section 28, the S 1/2 of Section 29, the NE 1/4 of Section 29, the SE 1/4 of Section 30, the E 1/2 of Section 31, all of Sections 32, 33 and 34, the W 1/2 of Section 35, all within Township 14 North, Range 20 East, M. D. B. & M. The W 1/2 of Section 2, the SW 1/4 of the NE 1/4 of Section 2, the NW 1/4 of the SE 1/4 of Section 2, the S 1/2 of the SE 1/4 of Section 2, all of Section 3, the N 1/2 of Section 4, the SW 1/4 of Section 4, the N 1/2 of the SE 1/4 of Section 4, the SE 1/4 of the SE 1/4 of Section 4, all of Section 5, the E 1/2 of Section 6, the E 1/2 of Section 7, all of Section 8, the W 1/2 of Section 9, the E 1/2 of the NE 1/4 of Section 9, the N 1/2 of Section 10, the NW 1/4 of Section 11, the W 1/2 of the NE 1/4 of Section 11, a portion of the NE 1/4 of the NE 1/4 of Section 11, the NW 1/4 of Section 16, a portion of the NW 1/4 of the SW 1/4 of Section 16, the NE 1/4 of Section 17, a portion of the NE 1/4 of the SE 1/4 of Section 17, the N 1/2 of the NW 1/4 of Section 17, a portion of the N 1/2 of the NE 1/4 of Section 18, all within Township 13 North, Range 20 East, M. D. B. & M.

See also map on file with State under Permit 63817-T.

EXHIBIT "B"

It has been determined that the amount of water dedicated to Douglas County as a condition of approval on the parcel maps listed below is insufficient, and additional water (12.60 acre-feet) is needed. This application is to provide that additional water for those newly created parcels as listed below:

Application to Change **71874** | A U LLC serial parcel maps
Creating 6 new parcels | Parent parcel is APN 1220-25-501-010

Application to Change **72193** | Eric Metcalf parcel map
Creating 2 new parcels | Parent parcel is APN 1220-24-701-014

Application to Change **72194** | Norman Scott parcel map
Creating 3 new parcels | Parent parcel is APN 1220-24-801-012

Application to Change **72195** | PMB LLC parcel map #4
Creating 1 new parcel | Parent parcel is APN 1220-24-701-015

Application to Change **72372** | Kirk & Gina Johnson parcel map #4
Creating 2 new parcels | Parent parcel is APN 1220-24-701-043

A total of 14 new parcels were created, with a water rights dedication of 15.68 acre-feet (14 lots x 1.12 acre-feet).

An additional 12.60 acre-feet is needed:

14 lots x 2.02 acre-feet = 28.28 acre-feet

28.28 acre-feet - 15.68 acre-feet = 12.60 acre-feet